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OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, L.L.P. 1940 DUKE STREET ALEXANDRIA, VA 22314				
EXAMINER				
BROMELL, ALEXANDRIA Y				
ART UNIT		PAPER NUMBER		
2167				
NOTIFICATION DATE		DELIVERY MODE		
06/22/2010		ELECTRONIC		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

patentdocket@oblon.com  
oblonpat@oblon.com  
jgardner@oblon.com

### Office Action Summary

**Application No.**

10/568,968

**Applicant(s)**

OKUZAWA, NOZOMU

**Examiner**

ALEXANDRIA Y. BROMELL

**Art Unit**

2167

**Period for Reply** -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 18 March 2010.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1, 11 - 15, 21 - 25, and 31 - 32 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1, 11 - 15, 21 - 25, and 31 - 32 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 22 February 2005 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

### **DETAILED ACTION**

Claims 1, 11 – 15, 21 – 25, and 31 – 32, which were previously elected in a response to the restriction requirement on March 18, 2010, are fully considered below.

#### ***Continued Examination Under 37 CFR 1.114***

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on September 22, 2009 has been entered.

#### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1, 11 – 15, 21 – 25, and 31 – 32 are rejected under 35 U.S.C. 103(a) as being unpatentable over Refuah et al. (U.S. Patent Publication 20100050078), hereinafter, "Refuah," in view of Julliard et al. (U.S. Patent Publication 20040034631), hereinafter, "Julliard."

With respect to claims 1, 11, and 21, Refuah teaches:

reception means for receiving a plurality of taste information that represent respective tastes of a plurality of users from a plurality of terminal apparatuses of the

plurality of users (see paragraphs [0012] and [0013], where user profile information is received about a particular user, and information with respect to their persona and or mood, also see paragraph [0155], where users may have particular tastes);

storage means for storing the received plurality of taste information and group information in association with the plurality of users (see paragraph [0014], where a personality profile is stored for a user, see paragraph [0024], for storage, also see paragraph [0041] where personalities may be defined for a group of somehow related users, also see paragraph [0068], for a library of virtual personalities);

search means for receiving an introduction request including search key information from a first user (see paragraph [0021], where search key information is received from a user, also see paragraph [0036], where a search key may be entered).

Refuah does not explicitly teach searching for a second user associated with taste information having a resemblance to the search key information from the plurality of taste information stored in association with the plurality of users in the storage means, retrieval means for retrieving at least taste information or group information associated with the second user for introduction to the first user, the retrieved taste information or group information not being associated with a taste information of the first user, and transmission means for transmitting the retrieved taste information or group information associated with the second user to a terminal apparatus corresponding to the first user as claimed.

However, Julliard teaches:

searching for a second user associated with taste information having a resemblance to the search key information from the plurality of taste information stored in association with the plurality of users in the storage means (see paragraphs [0005] and [0007], where items are recommended to users by analyzing user's preferences, and linking users to each other based on their personal preferences, see paragraph [0007], where taste is equivalent to user preference);

retrieval means for retrieving at least taste information or group information associated with the second user for introduction to the first user, the retrieved taste information or group information not being associated with a taste information of the first user (see paragraph [0005], where items are recommended to users by analyzing user's preferences, and linking users to each other based on their personal preferences, see paragraph [0006], where recommender systems are present within communities, defined by their common interests and practices to effectively share knowledge); and

transmission means for transmitting the retrieved taste information or group information associated with the second user to a terminal apparatus corresponding to the first user (see paragraph [0005], where items are recommended to users by analyzing user's preferences and linking users to each other based on their personal preferences).

At the time of the invention, it would have been obvious to one of ordinary skill in the art to modify the teachings of Refuah with the teachings of Julliard in order to allow the user to review a document available in a list of documents in the shared repository to provide feedback on the document. Additionally, in Julliard, the recommendations are

made while simultaneously storing the document in the shared document repository, thus enabling a reduced effort on the part of the user to supply and maintain a recommender system.

With respect to claims 12, 22, and 24, Refuah does not explicitly teach the transmitting step transmits at least the group information that represents groups that the plurality of users belong to and that is associated with the second user to the terminal apparatus of the first user as claimed.

However, Julliard teaches:

the transmitting step transmits at least the group information that represents groups that the plurality of users belong to and that is associated with the second user to the terminal apparatus of the first user (see paragraph [0005], where items are recommended to users by analyzing user's preferences, and linking users to each other based on their personal preferences, also see paragraph [0006], where recommender systems are present within groups of users or communities, defined by their common interests and practices to effectively share knowledge).

With respect to claim 13 Refuah teaches:

the receiving the introduction request step receives a part of the plurality of taste information as the search key information (see paragraph [0021], where search key information is received from a user, also see paragraph [0036], where a search key may be entered).

Refuah does not explicitly teach the searching step searches for taste information including the search key information from the plurality of taste information of

the plurality of users stored in the predetermined storage unit to identify the second user or the transmitting step transmits at least the group information that represents groups that the plurality of users belong to and that is associated with the second user information to the terminal apparatus of the first user as claimed.

However, Julliard teaches:

the searching step searches for taste information including the search key information from the plurality of taste information of the plurality of users stored in the predetermined storage unit to identify the second user (see paragraphs [0005] and [0007], where items are recommended to users by analyzing user's preferences, and linking users to each other based on their personal preferences, see paragraph [0007], where taste is equivalent to user preference); and

the transmitting step transmits at least the group information that represents groups that the plurality of users belong to and that is associated with the second user information to the terminal apparatus of the first user (see paragraph [0005], where items are recommended to users by analyzing user's preferences, and linking users to each other based on their personal preferences).

With respect to claim 14, Refuah does not explicitly teach the transmitting step transmits at least the taste information of the second user and the group information that represents groups that the plurality of users belong to and that is associated with the second user to the terminal apparatus of the first user.

However, Julliard teaches:

the transmitting step transmits at least the taste information of the second user and the group information that represents groups that the plurality of users belong to and that is associated with the second user to the terminal apparatus of the first user (see paragraph [0005], where items are recommended to users by analyzing user's preferences, and linking users to each other based on their personal preferences).

With respect to claim 15, Refuah teaches:

receiving the introduction request step receives a part of the plurality of taste information as the search key information (see paragraph [0021], where search key information is received from a user, also see paragraph [0036], where a search key may be entered).

Refuah does not explicitly teach searching step searches for taste information including the search key information from the plurality of taste information of the plurality of users stored in the predetermined storage unit to identify the second user or transmitting step transmits at least the taste information of the first second user and the group information that represents groups that the plurality of users belong to and that is associated with the second user to the terminal apparatus of the first user

However, Julliard teaches:

searching step searches for taste information including the search key information from the plurality of taste information of the plurality of users stored in the predetermined storage unit to identify the second user (see paragraphs [0005] and [0007], where items are recommended to users by analyzing user's preferences, and



linking users to each other based on their personal preferences, see paragraph [0007], where taste is equivalent to user preference); and

transmitting step transmits at least the taste information of the first second user and the group information that represents groups that the plurality of users belong to and that is associated with the second user to the terminal apparatus of the first user (see paragraph [0005], where items are recommended to users by analyzing user's preferences, and linking users to each other based on their personal preferences).

With respect to claims 23 and 25, Refuah teaches:

the search unit is configured to receive a part of the plurality of taste information as the search key information (see paragraph [0021], where search key information is received from a user, also see paragraph [0036], where a search key may be entered).

Refuah does not explicitly teach the search unit is configured to search for taste information including the search key information from the plurality of taste information stored in the storage unit to identify the second user or the transmission unit is configured to transmit at least the group information that represents groups that the plurality of users belong to and that is associated with the second user to the terminal apparatus of the first user.

However, Julliard teaches:

the search unit is configured to search for taste information including the search key information from the plurality of taste information stored in the storage unit to identify the second user (see paragraphs [0005] and [0007], where items are recommended to users by analyzing user's preferences, and linking users to each other

based on their personal preferences, see paragraph [0007], where taste is equivalent to user preference); and

the transmission unit is configured to transmit at least the group information that represents groups that the plurality of users belong to and that is associated with the second user to the terminal apparatus of the first user (see paragraph [0005], where items are recommended to users by analyzing user's preferences, and linking users to each other based on their personal preferences).

With respect to claims 31 and 32, Refuah teaches:

receiving a plurality of taste information that represent respective tastes of a plurality of users from a plurality of terminal apparatuses of the plurality of users (see paragraphs [0012] and [0013], where user profile information is received about a particular user, and information with respect to their persona and or mood, also see paragraph [0155], where users may have particular tastes);

storing the received plurality of taste information and group information in association with the plurality of users (see paragraph [0014], where a personality profile is stored for a user, see paragraph [0024], for storage, also see paragraph [0041] where personalities may be defined for a group of somehow related users, also see paragraph [0068], for a library of virtual personalities);

receiving an introduction request including search key information from a first user (see paragraph [0021], where search key information is received from a user, also see paragraph [0036], where a search key may be entered).

Refuah does not explicitly teach searching a second user associated with taste information having a resemblance to the search key information each other from the plurality of taste information stored in association with the plurality of users in the storing step, retrieving at least taste information or group information associated with the second user information searched in the searching for introduction to the first user, the retrieved taste information or group information not being associated with the first user, or transmitting the retrieved taste information or group information to a terminal apparatus corresponding to the first user.

However, Julliard teaches:

searching a second user associated with taste information having a resemblance to the search key information each other from the plurality of taste information stored in association with the plurality of users in the storing step (see paragraphs [0005] and [0007], where items are recommended to users by analyzing user's preferences, and linking users to each other based on their personal preferences, see paragraph [0007], where taste is equivalent to user preference);

retrieving at least taste information or group information associated with the second user information searched in the searching for introduction to the first user, the retrieved taste information or group information not being associated with the first user (see paragraph [0005], where items are recommended to users by analyzing user's preferences, and linking users to each other based on their personal preferences, see paragraph [0006], where recommender systems are present within communities, defined by their common interests and practices to effectively share knowledge), and

transmitting the retrieved taste information or group information to a terminal apparatus corresponding to the first user (see paragraph [0005], where items are recommended to users by analyzing user's preferences, and linking users to each other based on their personal preferences).

At the time of the invention, it would have been obvious to one of ordinary skill in the art to modify the teachings of Refuah with the teachings of Julliard in order to allow the user to review a document available in a list of documents in the shared repository to provide feedback on the document. Additionally, in Julliard, the recommendations are made while simultaneously storing the document in the shared document repository, thus enabling a reduced effort on the part of the user to supply and maintain a recommender system.

### ***Response to Arguments***

Applicant's arguments filed March 18, 2010 traversing the Restriction Requirement have been fully considered but they are not persuasive.

Examiner respectfully asserts that there would be a serious burden on the examiner if the restriction requirement was not made.

The current claims have been amended since they were initially examined, which necessitated the basis of the Restriction Requirement made January 22, 2010.

***Conclusion/Contact Information***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to ALEXANDRIA Y. BROMELL whose telephone number is (571)270-3034. The examiner can normally be reached on M – R 9 - 3.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John R. Cottingham can be reached on 571-272-7079. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Alexandria Y Bromell/  
Examiner, Art Unit 2167  
June 14, 2010

/C. T. T./  
Primary Examiner, Art Unit 2169

/John R. Cottingham/  
Supervisory Patent Examiner, Art Unit 2167